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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/716,304	11/21/2000	Richard J. Lynch	50108-034	9466

7590 01/24/2005
McDERMOTT, WILL & EMERY
600 13th Street, N.W.
Washington, DC 20005-3096

EXAMINER

TRAN, THIEN D

ART UNIT	PAPER NUMBER
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2665

DATE MAILED: 01/24/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/716,304

Applicant(s)

LYNCH ET AL.

Examiner

Thien D Tran

Art Unit

2665

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 30 December 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____.

3. ☒ Applicant's reply has overcome the following rejection(s): claims 1-8.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: 1-8.

Claim(s) objected to: _____.

Claim(s) rejected: 11, 12 and 20.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____

STEVEN NGUYEN
PRIMARY EXAMINER

Continuation of 5. does NOT place the application in condition for allowance because:

Regarding claim 11, Soliman discloses a resettable clock comprising:

an oscillator, figure 3;

a processor for maintaining a current time based on output of the oscillator, figure 1;

a connector (interface logic) coupling the RF/IF13 & station16 (mobile station) and the resettable clock interface to a CDMA network compatible receiver, col.4 line 48; and

a processor coupled to the interface and configured for, figure 1:

maintaining a current time based on output of the oscillator, figure 3;

repetition adjustment (periodically) obtaining an indication of the local time from the mobile station, col.5 line 39; and

resetting the current to reflect the local time obtained from the interface to the CDMA network compatible receiver. See col.5 lines 5-45.

Soliman does not disclose a display for outputting current time to a user. However, it would have been obvious to one having ordinary skill in the art to have the feature of display time on the clock to the user so that the user can know what time is it.

Regarding claim 12, Soliman discloses a system, wherein:

the CDMA network compatible receiver is configured to operate at a first logic level, col.5 lines 1-38;

the resettable clock is configured to operate at a second logic level that is incompatible with the first logic level; and the interface is configured to receive the indication of the local time at the first logic level and provide the indication of the local time to the resettable clock at the second logic level. See col.5 lines 5-45.

Regarding claim 20, Soliman discloses a connector (interface) connecting between a mobile and a clock in a base station and that the indication of time calculated for sending to the clock through the connector (interface receiving local time from CDMA mobile telephone, col.5 lines 25-35..